

<b>Examiner-Initiated Interview Summary</b>	<b>Application No.</b> 10/652,861	<b>Applicant(s)</b> BUSCH ET AL.	
	<b>Examiner</b> CHRISTOPHER A. FLORY	<b>Art Unit</b> 3762	

  

**All Participants:**

(1) CHRISTOPHER A. FLORY.

(2) David Muzilla (50914).

**Date of Interview:** 27 May 2008

**Type of Interview:**

☒ Telephonic  
☐ Video Conference  
☐ Personal (Copy given to: ☐ Applicant    ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes    ☒ No  
 If Yes, provide a brief description: \_\_\_\_\_

**Part I.**

Rejection(s) discussed:  
*claims 1-16 under 35 U.S.C. §103(a) as obvious over Limousin (US 5,514,161)*

Claims discussed:  
 1-16

Prior art documents discussed:  
*Limousin (US 5,514,161)*

**Part II.**

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:  
*See Continuation Sheet*

**Part III.**

☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.

☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

**Status of Application:** \_\_\_\_\_

(3) \_\_\_\_\_

(4) \_\_\_\_\_

**Time:** \_\_\_\_\_

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: The Examiner contacted the Applicant in order to propose language to amend independent claim 1 so as to overcome the applied rejection and potentially place the claims in condition for allowance. It is noted that the arguments presented by the Applicant in the Appeal Brief of 4 September 2007 relate primarily to the interatrial conduction time as an artificial parameter set within the device rather than the natural or biological interatrial conduction time as the term is conventionally used and which is relied on for the Limousin rejection. The Applicant agreed to the proposed language as set forth in the attached Examiner's Amendment.